



DONALD L. WOLFE, Director

# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
[www.ladpw.org](http://www.ladpw.org)

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

IN REPLY PLEASE

REFER TO FILE: **C-1**

December 1, 2005

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**REJECT ALL BIDS AND READVERTISE  
LANNAN DEBRIS BASIN DRAIN REPAIR  
SUPERVISORIAL DISTRICT 5  
3 VOTES**

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY  
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Reject all bids received on June 7, 2005.
2. Adopt the revised plans and specifications for Lannan Debris Basin Drain Repair, in the City of Sierra Madre (5), at an estimated cost between \$155,000 and \$180,000.
3. Call for bids to be received on January 10, 2006.
4. Instruct the Executive Officer of the Board of Supervisors to advertise the project and to seal and return the plans and specifications to Public Works for filing.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

This action involves contracting for the replacement and lining of an existing 24-inch reinforced concrete pipe; construction of pipe anchor, manholes, and concrete collar; and other appurtenant work.

On May 10, 2005, your Board adopted the plans and specifications and advertised this project for bids. Only two contractors submitted bids which were opened on June 7, 2005. The lowest bidder was considered nonresponsive since more than 56 percent of the total contract was to be subcontracted and the project specifications require that a minimum of 50 percent of the work must be performed by the prime contractor. The remaining bid was 104 percent greater than the engineer's estimate. We believe that revising the contract documents and readvertising the project will result in the receipt of more competitive bids. Therefore, rejecting both bids and readvertising the project is in the County's best interest.

Our certified records of the bid proposals received on June 7, 2005, are enclosed.

### **Implementation of Strategic Plan Goals**

This project is consistent with the County Strategic Plan Goal of Service Excellence by providing assistance to the City of Sierra Madre.

### **FISCAL IMPACT/FINANCING**

District-City of Sierra Madre Cooperative Agreement No. 75020, executed by your Board on July 6, 2004, Synopsis 23, provides for the District to perform the preliminary engineering and to administer the construction of the project with the City to finance 100 percent of the construction contract cost.

Sufficient funds for this project are available to the Flood Control District for the Fiscal Year 2005-06.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The "Instructions to Bidders," included as one of the Contract documents, provide for the rejection of all bids by your Board if such action is in the best interest of the County.

The enclosed plans and specifications include the contractual provisions, methods, and material requirements necessary for this project. The contract agreement will be in the form previously approved by County Counsel.

As required by your Board, language has been incorporated into the project specifications stating that the contractor shall notify its employees, and shall require each subcontractor to notify its employees, that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

### **ENVIRONMENTAL DOCUMENTATION**

On July 6, 2004, Synopsis 23, your Board concurred that this project is categorically exempt from the provisions of the California Environmental Quality Act.

### **CONTRACTING PROCESS**

This project will be contracted on an open competitive bid basis. The contract will be awarded to the lowest responsible bidder meeting the criteria established by your Board and the California Public Contract Code.

To increase contractor awareness of our program to contract work to the private sector, this project will be listed on the County website for upcoming bids.

The project specifications contain provisions (1) requiring the contractor to comply with the County's Child Support Compliance Program, (2) requiring the contractor to report solicitations of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees, (3) requiring the contractor to comply with the requirements of the County's Contractor Employee Jury Service Program, and (4) requiring the contractor to comply with the Newborn Abandonment Law (Safely Surrendered Baby Law).

The project specifications also contain a provision that, should the contractor require additional or replacement personnel to fill employment openings, consideration shall be given to hiring qualified participants in the County's Greater Avenues for Independence or General Relief Opportunities for Work Programs.

The Honorable Board of Supervisors  
December 1, 2005  
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To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report False Claims Act violations, labor law/payroll violations, debarments, their civil litigation history, and information regarding prior criminal convictions. The information reported will be considered before making a recommendation to award.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

The delay in carrying out this project will have no significant impact on current services. The project is to be completed in 25 working days. It is estimated that the work will start in April and be completed in May 2006. Local residents will be informed that traffic and local access will be mildly disrupted during the construction.

The City of Sierra Madre acknowledges that the proposed work will not bring Lannan Debris Basin Drain to current District standards, and the drain will not qualify for transfer to the District as a result of this project. Lannan Debris Basin Drain will remain a City-owned, operated, and maintained facility.

### **CONCLUSION**

Please return one adopted copy of this letter to Public Works.

Respectfully submitted,

DONALD L. WOLFE  
Director of Public Works

SS:mh

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Enc.

cc: Chief Administrative Office  
County Counsel  
Office of Affirmative Action Compliance

LANNAN DEBRIS BASIN DRAIN REPAIR  
INSTRUCTION SHEET FOR PUBLISHING LEGAL ADVERTISEMENT

From: Department of Public Works  
Construction Division

PUBLISHING

In accordance with Section 20991 of the Public Contract Code.

Publish: At least five or more times prior to the date set for opening bids, in a daily newspaper of general circulation printed and published in the County and designated by the Board, or for at least two times prior to such date in a weekly newspaper printed and published in the County and designated by the Board.

Time Limitation: To open bids in four weeks.

## NOTICE INVITING BIDS

Sealed Bids will be received by the County of Los Angeles Department of Public Works, Construction Division, for the replacement and lining of an existing 24-inch reinforced concrete pipe; construction of pipe anchors, manholes, and concrete collar; and other appurtenant work under Project ID No. FCC0000943, Lannan Debris Basin Drain Repair, in the City of Sierra Madre.

The Bids must be submitted at the Cashier's Office, located on the Mezzanine level, 900 South Fremont Avenue, Alhambra, California 91803-1331, before 11 a.m. on Tuesday, January 10, 2006. The Bids will then be publicly opened and read in Conference Room A or at the location posted in the main lobby.

The Work shall be done in accordance with the Plans and Specifications on file and open for inspection at the County Board of Supervisors Executive Office and the Department of Public Works. The Work is estimated to cost between \$155,000 and \$180,000 and shall be completed in 25 working days. The Work requires a Class A or C42 contractor's license. Prebid questions regarding the Plans and Specifications should be directed to Ms. Sumitha Shival at (626) 458-3159.

The Bids must be submitted on the Proposal forms included in the Bidder's package of the Contract Documents, which may be purchased for \$14, if picked up at the aforementioned Cashier's Office, (626) 458-6959, Monday through Thursday between 7 a.m. and 5:30 p.m., or for \$17, if mailed, which includes postage and handling.

Each Bid must be accompanied by a certified check, cashier's check, or surety bond payable to Los Angeles County in an amount equal to at least 10 percent of the Bid to guarantee that the Bidder will enter into the Contract if it is so awarded.

All persons performing the Work shall be paid not less than the General Prevailing Wage Determination made by the Director of Industrial Relations pursuant to the California Labor Code. Copies of these wage rates are available at the Department of Public Works.

The Bid must provide full disclosure of False Claims Act violations, labor law/payroll violations, debarments, and civil/criminal legal actions as provided for on the forms included as part of the Proposal. Failure to complete these forms may result in a determination that the Bidder is nonresponsive and/or not responsible.

The Contract, if awarded, will be awarded to the lowest responsive and responsible Bidder; however, the Board of Supervisors reserves the right to reject any and all bids.

A responsible Bidder is a Bidder who has demonstrated the attribute of trustworthiness, as well as quality, fitness, capacity, and experience to satisfactorily perform the Contract. It is the County's policy to conduct business only with responsible contractors.

The successful Bidder will be required to fully comply with all applicable State and Federal reporting requirements relating to employment reporting for its employees and comply with all lawfully served Wage and Earnings Assignment Orders and Notice of Assignment and continue to maintain compliance throughout the duration of the Contract. Failure to comply may be cause for termination of the Contract or initiation of debarment proceedings.

The successful Bidder will be required to submit a faithful performance bond, payment bond, liability insurance, and workers' compensation insurance with the Contract.

As provided for in Section 22300 of the California Public Contract Code, the Contractor may substitute securities for any monies withheld by the Department of Public Works to ensure performance under the Contract or enter into an escrow agreement for payment of such monies to an escrow agent.

Each person by submitting a response to this Notice Inviting Bids certifies that such Bidder and each County lobbyist and County lobbying firm, as defined by Los Angeles County Code Section 2.160.010, retained by the bidder, is in full compliance with Chapter 2.160 of the Los Angeles County Code.

Para mas informacion con relacion a esta noticia, por favor llame a este numero (626) 458-3118. Nuestras horas de oficina son de 7 a.m. a 5 p.m. de Lunes a Jueves.

The County supports and encourages equal opportunity contracting.

By order of the Board of Supervisors of the County of Los Angeles, State of California.

Dated December 13, 2005.

Violet Varona-Lukens  
Executive Officer  
of the Board of Supervisors

SS:mh

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